

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 2, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, AND ROBERT L. PROUD, VICE PRESIDENT. COMMISSIONER CROSWELL JOINED SESSION SHORTLY THEREAFTER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION..."AKC RESPONSIBLE DOG OWNERSHIP DAY" IN CLERMONT COUNTY, OHIO...09-0827-003...ADOPTED

Recommendation that the Board of County Commissioners, Clermont County, Ohio, issue a Proclamation designating Saturday, September 5, 2009, as "AKC Responsible Dog Ownership Day" in Clermont County, Ohio.

LET THE RECORD SHOW: Commissioner Croswell joined session at this time.

LET THE RECORD SHOW: Robert E. Sander, Director, Human Resources Department, addressed the Board of County Commissioners with a brief description of the Free Prescription Discount Card Program in concert with the National Association of Counties (NACo) Managed Pharmacy Benefit Services Agreement with CaremarkPCS Health, L.L.C. The discount program is administered by CVS Caremark at no cost to Clermont County. This prescription card is accepted at many pharmacies in the county. Mr. Sander stated that the program offers an average savings of 20 percent off the retail price of commonly prescribed drugs. He also advised that the free cards are available, one per family, at the office of the Board of County Commissioners, Human Resources Department, Clermont County Public Library branches and at many county and social service agencies throughout the county. Mr. Sander also indicated that more information on this program could be obtained by contacting CaremarkPCS at their toll-free number, 1-800-321-2652, or visiting their website, www.caremark.com/naco. (DC# 09-0612-002)

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 171-09/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **171-09** resolving to approve payment to vendors **in the revised total amount of \$1,652,391.12** as set forth in the General Ledger Distribution Report(s) and Procurement Card Transaction Report presented by the County Auditor **08/31/09** and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 172-09/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **172-09** resolving to approve payment to vendors included on the General Ledger Distribution Report(s) presented by the County Auditor **08/31/09** as reflected in the General Ledger Distribution Excerpt Report in the amount of **\$13,500.00** and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Croswell, Abstained.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...
PUBLICATION OF LEGAL NOTICE FOR THE SALE OF UNNEEDED,
OBSOLETE OR UNFIT PERSONAL PROPERTY NO LONGER
NECESSARY FOR COUNTY USE BY INTERNET AUCTION DURING
CALENDAR YEAR 2009...09-0326-002...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on Thursday, September 10, 2009, and Thursday, September 24, 2009, which sets forth the terms and conditions for the sale of unneeded, obsolete or unfit personal property no longer necessary for County use by Internet Auction during Calendar Year 2009 pursuant to Resolution Number 61-09 adopted by the Board of County Commissioners on 04/08/09 and in compliance with Section 307.12 (E) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...
REQUEST TO EXTEND ENROLLMENT IN THE MICROSOFT SELECT
AGREEMENT PROGRAM RELATIVE TO THE PURCHASE OF
DESKTOP APPLICATIONS, SYSTEMS AND SERVER LICENSES FOR
VARIOUS CLERMONT COUNTY OFFICES...03-1201-009...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to approve the request to extend the County's enrollment in the Microsoft Select Agreement Program (Program Number 01S63879) through the State of Ohio Department of Administrative Services for the Microsoft State Term Contract, previously ratified by the Board of Clermont County Commissioners on 3/17/04, and extended for another three years on 9/27/06, for the purchase of various desktop applications, systems and server licenses with or without software assurance, at pre-negotiated state term prices, effective for an additional three (3) years through September 30, 2012, with all other terms and conditions of the original Agreement Program to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...CONTRACT FOR
PUBLIC IMPROVEMENT MINOR PROJECTS WITH H. C. NUTTING
COMPANY, A TERRACON COMPANY, FOR STRUCTURAL TESTING
& SOIL TESTING SERVICES RELATIVE TO THE
COMMUNICATIONS CENTER EXPANSION/REMODEL
PROJECT...09-0825-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Public Improvement Minor Projects by and between the Board of County Commissioners, Clermont County, Ohio, and H. C. Nutting Company, a Terracon Company, 611 Lunken Park Drive, Cincinnati, Ohio 45226 for structural testing and soil testing services at the Clermont County Communications Center located at 2279 Clermont Center Drive, Batavia, Ohio 45103 in conjunction with the Communications Center Expansion/Remodel Project in an amount not to exceed \$22,185.00 and to be substantially complete within 501 days from receipt of a signed contract and Notice to Proceed pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
AWARD OF BID FOR LAB ANALYSIS SERVICES FOR THE
CLERMONT COUNTY WASTEWATER LAB AND EXECUTION OF
CONTRACT RELATIVE THERETO...09-0601-001...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Paul Braasch, Director, Office of Environmental Quality, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to award the bid for Lab Analysis Services for the Wastewater Lab, pursuant to the specifications therefore, to Belmont Labs, 25 Holiday Drive, Englewood, Ohio 45322 for their lowest and best bid received therefore on 07/09/09 at the unit prices as outlined therein, for a mathematically corrected estimated contract amount of \$35,165.10, and further to execute a Contract relative thereto, effective upon execution thereof for a period of one year with the option to renew for an additional one year period, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...THE ESTATES AT SHAYLER RIDGE AT
WETHERBY FARMS/SECTION 1/UNION TOWNSHIP...RESOLUTION
NUMBER 173-09/RESOLUTION AUTHORIZING THE CONVERSION
OF A COMBINED PERFORMANCE-MAINTENANCE BOND FOR
SAME...05-0110-001...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **173-09** to convert the Combined Performance-Maintenance Bond in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Union Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance-Maintenance Bond	Street/Length (miles)
The Estates at Shayler Ridge at Wetherby Farms Section 1 Union Township	\$33,000.00/\$23,000.00	Roland Creek Drive (0.24) Burgess Court (0.06) East Applegate (0.07) South Applegate (0.13) Hallfield Lane (0.03)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...THE ESTATES AT SHAYLER RIDGE AT WETHERBY FARMS/SECTION 3/UNION TOWNSHIP...RESOLUTION NUMBER 174-09/RESOLUTION AUTHORIZING THE CONVERSION OF A COMBINED PERFORMANCE-MAINTENANCE BOND FOR SAME...05-1025-001...ADOPTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **174-09** to convert the Combined Performance-Maintenance Bond in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Union Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance-Maintenance Bond	Street/Length (miles)
The Estates at Shayler Ridge at Wetherby Farms Section 3 Union Township	\$52,000.00/\$17,000.00	Beamer Court (0.11) Roland Creek Drive (0.14) North Apple Gate (0.12) East Apple Gate (0.05) Hallfield Lane (0.05)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...TERRACE RIDGE SUBDIVISION/SECTION 1/BLOCK A AND B/UNION TOWNSHIP...RELEASE OF MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE UNION TOWNSHIP PUBLIC ROAD SYSTEM...04-0409-005...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Maintenance Bond for the following subdivision within Union Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Union Township Public Road System:

Subdivision	Maintenance Bond	Street Length (miles)
Terrace Ridge Subdivision Section 1 Block A and B Union Township	\$115,704.05* *Secured by Cashier’s Check Number 308398, issued by The Bank of Kentucky, 111 Lookout Farm Drive, Crestview Hills, Kentucky 41017	Terrace Trace Court (0.070) Miami View Trails (0.348) Miami Hills Drive (0.197) Terrace Ridge Drive (0.257) Terrace Hill Trail (0.273)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 2 TO THE
CONTRACT WITH D.G.M., INC. FOR PROJECT NUMBER BA-02-01
RELATIVE TO THE OLD SR 32 BRIDGE REPLACEMENT PROJECT
LOCATED IN BATAVIA TOWNSHIP...08-1202-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board, to execute Change Order Number 2 to the Contract with D.G.M., Inc., 453 Salisbury Road, Beaver, Ohio 45613, previously ratified by the Board on 03/11/09 and subsequently amended on 05/20/09, for Project Number BA-02-01 relative to the Old SR 32 Bridge Replacement Project located in Batavia Township, which represents an increase in the amount of \$23,186.03, for a total adjusted contract price to date of \$1,611,700.93 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...BERGERS SUBDIVISION/STONELICK
TOWNSHIP...RECORD PLAT NUMBER 629-2650 FOR THE REPLAT OF
LOT NUMBER 4 WITHIN SAME...09-0824-004...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2650** for the Replat of Lot Number 4 in the following subdivision within Stonelick Township:

Subdivision	Record Plat Number	Reason for Replat
Bergers Subdivision Replat of Lot Number 4 Stonelick Township	629-2650	To create new Lot Number 21

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...ANNUAL MEETING OF COUNTY AND
TOWNSHIP AUTHORITIES...09-0824-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to approve the time and place of the Annual Meeting of County and Township Officials directly involved with the construction and repair of roads and bridges within Clermont County, Ohio, with said meeting to be held at **5:00 P.M. Local Time on Thursday, September 17, 2009**, at the Clermont County Fairgrounds, Multipurpose Building, 1000 Locust Street, Owensville, Ohio 45160, pursuant to and in compliance with Section 5543.06 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY SHERIFF...GRANT APPLICATION THROUGH THE STATE OF OHIO OFFICE OF CRIMINAL JUSTICE SERVICES RELATIVE TO THE JUSTICE ASSISTANCE GRANT (JAG) PROJECT ENTITLED CLERMONT COUNTY DRUG UNIT FOR SAME...09-0821-001...APPROVED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to approve a Grant Application for funding through the State of Ohio Office of Criminal Justice Services, P. O. Box 182632, 1970 West Broad Street, Columbus, Ohio 43218-2632 relative to the Justice Assistance Grant (JAG) Project entitled Clermont County Drug Unit to be implemented by the County Sheriff in the amount of \$80,000.00, with a local match required therefore in the amount of \$26,667.00 to be allocated from the 2010 Annual Appropriation for the County Sheriff, for a total project budget amount of \$106,667.00, for the period of 01/01/10 through 12/31/10, and to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to act as the sub-grantee for same and to execute all documents relative thereto, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BUILDING INSPECTION DEPARTMENT...DESIGNATION OF RE-APPOINTMENT TO THE BOARD OF BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO...08-0919-003...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to re-appoint Rick McEvoy, 336 West Main Street, Owensville, Ohio 45160-0137, to serve on the Board of Building Appeals for the County of Clermont, Ohio, for the term 10/01/09 through 09/30/14 pursuant to Section 307.381(A) of the Ohio Revised Code and in compliance with Section 112 of the *Residential Code of Ohio for One, Two and Three Family Dwellings*.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
AWARD OF BID FOR PROJECT NUMBER 2008-04 RELATIVE TO THE
VILLAGE OF NEWTONSVILLE STORM DRAINAGE/ROADWAY
IMPROVEMENT PROJECT IN CONCERT WITH THE COMMUNITY
DEVELOPMENT BLOCK GRANT FORMULA PROGRAM FOR FISCAL
YEAR 2008 AND EXECUTION OF CONTRACT RELATIVE
THERE TO...09-0520-004...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to award the bid for Project Number 2008-04 relative to the Village of Newtonsville Storm Drainage/Roadway Improvement Project in concert with the Community Development Block Grant Formula Program for Fiscal Year 2008, pursuant to the plans and specifications therefore, to Freeze Underground, LLC., 10397 Pleasant Renner Road. Goshen, Ohio 45122 for the lowest and best bid received therefore on 07/09/09, in the amount of \$76,825.00, and to execute the Contract relative thereto, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: OFFICE OF MANAGEMENT AND BUDGET...REQUEST TO JOIN THE
OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES
COOPERATIVE PURCHASING PROGRAM FOR STATE FISCAL YEAR
2010...09-0824-005...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget to approve the request for Countywide membership in the Ohio Department of Administrative Services Cooperative Purchasing Program for State Fiscal Year 2010, with County annual membership renewal effective 10/01/09 through 09/30/10, and to authorize payment of the administrative fee in the amount of \$300.00, pursuant to and in compliance with Sections 125.04 and 325.21 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...AMENDMENT NUMBER 1
TO THE CONTRACT FOR SERVICES WITH GALLAGHER BASSETT
SERVICES, INC. FOR ADDITIONAL SERVICES RELATIVE TO THE
MANDATORY INSURER REPORTING REQUIREMENTS FOR
LIABILITY INSURANCE CLAIM PAYMENTS TO MEDICARE
BENEFICIARIES PURSUANT TO SECTION 111 OF THE MEDICARE,
MEDICAID, AND STATE CHILDREN'S HEALTH INSURANCE
PROGRAM (SCHIP) EXTENSION ACT OF 2007...08-1125-
001...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board, to execute Amendment Number 1 to the Contract for Services by and between the Board of County Commissioners, Clermont County, Ohio, and Gallagher Bassett Services, Inc., The Gallagher Centre, Two Pierce Place, Itasca, Illinois 60143-3141, previously ratified by the Board of County Commissioners on 11/25/08, to provide additional services relative to the Mandatory Insurer Reporting (MIR) requirements for liability insurance claim payments to Medicare beneficiaries pursuant to Section 111 of the Medicare, Medicaid, and State Children's Health Insurance Program (SCHIP) Extension Act of 2007 (42 USC 1395y(b)(8)) effective 08/13/09 through 12/31/09 pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF DAVID L. SPINNEY, COUNTY ADMINISTRATOR, AS THE COUNTY'S AUTHORIZED REPRESENTATIVE FOR THE REPORTING COMPLIANCE OF SECTION 111 OF THE MEDICARE, MEDICAID, AND STATE CHILDREN'S HEALTH INSURANCE PROGRAM (SCHIP) EXTENSIONACT OF 2007; DESIGNATION OF SUKIE SCHEETZ AND THE OFFICE OF MANAGEMENT AND BUDGET AS THE CLERMONT COUNTY ACCOUNT MANAGER WHO WILL CONTROL THE ADMINISTRATION OF THE ACCOUNT AND MANAGE THE REPORTING PROCESS; AND DESIGNATION OF GALLAGHER BASSETT SERVICES, INC. OR THEIR REPORTING AGENT AS AN ACCOUNT DESIGNEE IN ACCORDANCE WITH AMENDMENT NUMBER 1 TO THE CONTRACT FOR SERVICES BY AND BETWEEN GALLAGHER BASSETT SERVICES INC. AND THE BOARD OF CLERMONT COUNTY COMMISSIONERS...08-1125-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Designation of David L. Spinney, County Administrator, to act as the Authorized Representative of Clermont County, the Responsible Reporting Entity (RRE) as defined by Section 111 of the Medicare, Medicaid and State Children's Health Insurance Program Extension (SCHIP) Act of 2007 (42 USC 1395y(b)(8)); designation of Sukie Scheetz, Director, Office of Management & Budget, to act as the Account Manager, to register Clermont County as the Responsible Reporting Entity (RRE) related to the County's Liability Claim Payments to Medicare beneficiaries; and designation of Gallagher Bassett Services, Inc, or their reporting agent, to act as the Account Designee for Clermont County with the Centers for Medicare & Medicaid Services (CMS) in accordance with Amendment Number 1 to the Contract for Services with Gallagher Bassett Services, Inc. executed 09/02/09, and further to authorize David L. Spinney to approve and sign the required RRE Profile Report in and as it relates thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...JOINT USE AGREEMENT WITH THE UNIVERSITY OF CINCINNATI FOR THE CONSOLIDATION OF EFFORTS WITH CLERMONT COUNTY, OHIO, RELATIVE TO THE PROVISION OF CAPITAL IMPROVEMENTS TO THE CLERMONT COUNTY EMERGENCY OPERATIONS CENTER (EOC), KNOWN AS THE COMMUNICATIONS CENTER/EMERGENCY

OPERATIONS CENTER EXPANSION PROJECT...09-0826-002...EXECUTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to execute a Joint Use Agreement by and between the County of Clermont, Ohio, and the University of Cincinnati (UC), 625 University Pavilion, P.O. Box 210625, Cincinnati, Ohio 45221-0625 relative to the consolidation of efforts between said parties in and as it relates to the implementation of the construction of modifications and additions to the Clermont County Emergency Operations Center (EOC) located at 2279 Clermont Center Drive, Batavia, Ohio, known as the Communications Center/Emergency Operations Center Expansion Project, effective for twenty (20) years from the date of execution of said Agreement by both parties and upon approval by the Ohio Board of Regents, and further, to authorize the University of Cincinnati to submit a request to the Ohio Board of Regents for the release of appropriations in the amount of \$475,000.00 for said Project and to establish the Drawdown Schedule and reimbursement process for eligible expenses for the capital improvements to the EOC, with said improvements directly benefiting the UC Clermont College campus during times of emergency including natural disasters, pursuant to the terms and conditions set forth therein and in conjunction with House Bill 562, Item C26607, enacted by the 127th Ohio General Assembly.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF
APPOINTMENTS TO THE CLERMONT COUNTY ALCOHOL, DRUG
ADDICTION AND MENTAL HEALTH SERVICES BOARD...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Karen Scherra, Executive Director, Clermont County Mental Health and Recovery Board, with the concurrence of David L. Spinney, County Administrator, to appoint the following individuals to serve on the Clermont County Alcohol, Drug Addiction and Mental Health Services Board for the terms outlined below, pursuant to Section 340.02 of the Ohio Revised Code:

Name/Address	Term
Janice S. Block 2172A Ireton-Trees Road Moscow, Ohio 45153 DC# 03-0612-004	09/02/09 through 06/30/10 (Filling the unexpired term of Amberley Ann Ramsey)
Thomas W. Landon, Esq. 1188 Wellesley Avenue Batavia, Ohio 45103 DC#03-0612-004	09/02/09 through 06/30/13 (Filling the unexpired term of Cheryl Saylor)
Judith L. Eschmann 4181 Stemwood Drive Batavia, Ohio 45103 DC# 09-0827-002	09/02/09 through 06/30/13 (New appointment succeeds Sandra Prell)
Greg Cottrill 215 Edith Avenue Batavia, Ohio 45103 DC# 09-0827-004	09/02/09 through 06/30/13 (New appointment succeeds Joyce Rain)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
 ACTIONS FOR FISCAL YEAR 2009...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2009:

\$ 5,000.00	Park District Fund	226-9700-5300	Purchased Services
\$ 4,000.00	Park District Fund	226-9700-5700	Materials & Supplies
\$ 2,000.00	Park District Fund	226-9700-6100	Maintenance & Repair
\$ 115,704.05	Contract Trust Fund	920-9990-7000	Reimbursements/Transfers/ Advances

BUDGET TRANSFER OF FUNDS:

\$ 10,000.00	From General Fund 100-1013-5200 to 100-1013-5121 (Facilities Management Fringe Benefits to Overtime)
\$ 8,842.00	From Water Revenue Fund 601-8551-6600 to 601-8551-5300 (Treatment Division Capital Outlay to Purchased Services)

CASH TRANSFER OF FUNDS:

\$ 80,000.00	From General Fund 100-1018-7220-0214 to Environmental Reserve Fund 214-0214-4811
\$ 110,000.00	From Water Revenue Fund 601-8550-7310 to Water & Sewer Combined Services Fund 603-0603-4871
\$ 110,000.00	From Sewer Revenue Fund 602-8530-7310 to Water & Sewer Combined Services Fund 603-0603-4871

ADVANCE OF FUNDS:

\$ 100,000.00	From General Fund 100-1308-7222-0218 to Community Transportation Connection Fund 218-0218-4961
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF
 EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2009 and any and all amendments subsequent thereto:

DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT

Timothy P. Hershner: Six (6) days – Cuyahoga Falls, Ohio – American Planning Association Ohio 2009 State Planning Conference – Total expenses not to exceed \$895.00.

CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION

Deborah Cadwallader: One (1) day – Columbus, Ohio – Supreme Court of Ohio Court Statistical Report Form Training – Total expenses not to exceed \$131.60.

Deborah Cadwallader: One (1) day – Columbus, Ohio – Supreme Court of Ohio Domestic Relations Court Administrator Roundtable Meeting – Total expenses not to exceed \$131.60.

CLERMONT COUNTY WATER RESOURCES DEPARTMENT

Thomas C. Yeager: Three (3) days – Cleveland, Ohio – Ohio Section American Water Works Association 2009 Annual Conference – Total expenses not to exceed \$770.32.

CLERMONT COUNTY MUNICIPAL COURT

Judge Thomas Herman: One (1) day – Batavia, Ohio – Clermont County Bar Association's Continuing Legal Education Seminar – Total expenses not to exceed \$100.00.

Judge Thomas Herman: One (1) day – Dublin, Ohio – Supreme Court of Ohio Judicial Candidate Seminar – Total expenses not to exceed \$160.00.

COUNTY SHERIFF

Monica Barr, Chris Willis, Jack Grimsley and James Malloni: One (1) day – Dayton, Ohio – CompManagement, Inc. Seminar entitled "Workers' Compensation for the Public Employer" – Total expenses not to exceed \$0.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:41 P.M. PURSUANT TO SECTION 121.22(G)(1) OF THE OHIO REVISED CODE REGARDING THE DISMISSAL OF A PUBLIC EMPLOYEE CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 1:58 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: THAT A MOTION BY MR. CROSWELL, SECONDED BY MR. PROUD, TO RECESS REGULAR SESSION AT 2:00 P.M. TO BE RECONVENED AT THE CONCLUSION OF WORK SESSION THIS DATE, CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 4:16 P.M.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 175-09/RESOLUTION TO ESTABLISH GUIDELINES FOR THE IMPLEMENTATION OF A COST SAVINGS PROGRAM (MANDATED UNPAID FURLOUGHS) FOR ORGANIZATIONS WITHIN THE APPOINTING AUTHORITY OF THE BOARD OF COUNTY

COMMISSIONERS OF CLERMONT COUNTY, OHIO...09-0901-002...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot F. Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney County Administrator, to adopt Resolution Number **175-09** resolving to establish guidelines for the implementation of a Cost Savings Program (Mandatory Unpaid Furloughs) for organizations within the appointing authority of the Board of County Commissioners, Clermont County, Ohio, which are attached thereto and made a part thereof, effective 09/02/09 pursuant to Section 124.393 of the Ohio Revised Code and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES... MEMORANDUM OF UNDERSTANDING BETWEEN CLERMONT COUNTY COMMISSIONERS, DEPARTMENT OF JOB AND FAMILY SERVICES AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, OHIO COUNCIL 8, LOCAL 3536...09-0828-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding to the Collective Bargaining Agreement by and between the County of Clermont, Ohio, and the American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 3536, representing the Bargaining Unit Employees of the Clermont County Department of Job and Family Services, previously ratified by the Board of County Commissioners on 12/17/08 for the period of 01/01/09 through 12/31/09, for all employees to serve ten (10) unpaid cost savings days during State Fiscal Year 2010, commencing July 1, 2009 and ending June 30, 2010, pursuant to and in compliance with the terms and conditions set forth therein for an estimated savings in salary of \$400,000.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Croswell, to approve the minutes of Regular Session of **09/02/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 4:24 P.M.

COMMISSIONERS' JOURNAL #304 CLERMONT COUNTY REGULAR SESSION 09/02/09

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 09/02/09